

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE		PAGE 1 OF 13	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: right;">002</div>		3. EFFECTIVE DATE February 27, 2009		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED BY U.S. Department of Energy Environmental Management Consolidated Business Center 250 E. 5th Street, Suite 500 Cincinnati, OH 45202		7. ADMINISTERED BY (If other than Item 6)		CODE			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(X)		9A. AMENDMENT OF SOLICITATION NO.  DE-RP30-09CC40020	
				X		9B. DATED (SEE ITEM 11) January 16, 2009	
						10A. MODIFICATION OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 11)	
CODE		FACILITY CODE					

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing items 8 and 15, and returning 1 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment your desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)  
N/A

**13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS.  
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☐ is not, ☐ is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)  
SEE PAGE 2

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer)	16C. DATE SIGNED

The purpose of the amendment is to incorporate revisions to solicitation DE-RP30-09CC40020 as described below:

## Section C

### 1. Table C.1.3.2(b) in Section C.1.3.2 is hereby revised as follows:

FROM:

Table C.1.3.2(b) Inactive Facilities Waste Estimates

Waste Type	TSCA	Sanitary	MLLW	LLW
Quantity	Included in MLLW	35,000 ft3	7,000 ft3	748,000 ft3

NOTE: The quantities identified in this PWS are based upon current approximations; actual quantities may vary.

TO:

Table C.1.3.2(b) Inactive Facilities Waste Estimates

Waste Type	TSCA	Sanitary	MLLW	LLW
Quantity	Included in MLLW	35,000 ft3	7,000 ft3	451,000 ft3

NOTE: The quantities identified in this PWS are based upon current approximations; actual quantities may vary.

## Section J

### 1. Attachment J4, Paducah List of Deliverables, is hereby revised to correct the Driver reference for Deliverable 20. Legal Management Plan FROM 10 CFR 719.12 and Contract clause H.32 TO 10 CFR 719.12 and Contract clause H.33 as follows:

	Report	Description	Driver	Frequency	DOE contact/phone	Approval Required
20.	Legal Management Plan		10 CFR 719.12 and Contract clause H.33	60 days after contract award to General Counsel at EMCBC/OLS		DOE Approval

**2. Attachment J7, Paducah Wage Decision and Wage Determination (Davis Bacon Act) is hereby revised and replaced with the following Attachment J7:**

GENERAL DECISION: KY20080001 02/06/2009 KY1

Date: February 6, 2009

General Decision Number: KY20080001 02/06/2009

Superseded General Decision Number: KY20070001

State: Kentucky

Construction Type: Building

Counties: Ballard, Caldwell, Calloway, Carlisle, Crittenden, Fulton, Graves, Hickman, Hopkins, Livingston, Lyon, Marshall, McCracken, McLean, Muhlenberg, Todd, Trigg, Union and Webster Counties in Kentucky.

BUILDING CONSTRUCTION PROJECTS (Does not include single family homes and apartments up to and including 4 stories)

Modification Number	Publication Date
0	02/08/2008
1	03/07/2008
2	04/04/2008
3	05/02/2008
4	06/06/2008
5	07/04/2008
6	07/25/2008
7	08/01/2008
8	08/15/2008
9	10/03/2008
10	11/07/2008
11	01/02/2009
12	02/06/2009

\* BOIL0040-001 10/01/2008

	Rates	Fringes
BOILERMAKER.....	\$ 34.54	15.47
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BRIN0004-009 04/01/2008		

BALLARD, CALDWELL, CARLISLE, CRITTENDEN, FULTON, GRAVES,  
HICKMAN, HOPKINS, LIVINGSTON, LYON, MARSHALL, MCCracken,  
MCLEAN, MUHLENBERG, UNION & WEBSTER COUNTIES:

	Rates	Fringes
BRICKLAYER.....	\$ 26.20	11.55
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BRTN0004-003 05/01/2005

CALLOWAY, TODD & TRIGG COUNTIES:

	Rates	Fringes
BRICKLAYER.....	\$ 25.10	1.60
-----		
CARP0357-001 06/01/2008		

BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON,  
GRAVES, HICKMAN, HOPKINS, LIVINGSTON, LYON, MARSHALL,  
MCCRACKEN, MUHLENBERG, TODD & TRIGG COUNTIES:

	Rates	Fringes
Carpenters: (Including Drywall Hanging, Batt Insulation & Formwork).....	\$ 19.82	11.59
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CARP0549-002 06/01/2007		

MCLEAN, UNION & WEBSTER COUNTIES:

	Rates	Fringes
Carpenters: (Including Drywall Hanging, Batt Insulation & Formwork).....	\$ 20.14	9.71
-----		
CARP1080-001 06/01/2008		

MCLEAN, MUHLENBERG, UNION & WEBSTER COUNTIES:

	Rates	Fringes
MILLWRIGHT.....	\$ 23.18	13.66
-----		
CARP1080-004 06/01/2008		

BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON,  
GRAVES, HICKMAN, HOPKINS, LIVINGSTON, LYON, MARSHALL,  
MCCRACKEN, TODD & TRIGG COUNTIES:

	Rates	Fringes
MILLWRIGHT.....	\$ 23.10	14.09
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ELEC0369-012 05/31/2006		

TODD COUNTY:

Rates	Fringes
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ELECTRICIAN.....\$ 25.91                      23.5%+4.55

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ELEC0816-001 06/01/2008

BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON  
(Except a 5 mile radius of City Hall in Fulton), GRAVES,  
HICKMAN, LIVINGSTON, LYON, MARSHALL, MCCracken, & TRIGG  
COUNTIES:

	Rates	Fringes
ELECTRICIAN.....	\$ 28.02	25.5%+5.15

Cable splicers receive \$.25 per hour additional.

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ELEC1701-005 06/01/2008

HOPKINS, MCLEAN, MUHLENBERG, UNION & WEBSTER COUNTIES:

	Rates	Fringes
ELECTRICIAN.....	\$ 26.66	27.85%+5.34

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ELEC1925-001 06/01/2008

FULTON COUNTY (Up to a 5 mile radius of City Hall in Fulton):

	Rates	Fringes
ELECTRICIAN.....	\$ 22.50	10.17

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ENGI0181-003 07/01/2008

	Rates	Fringes
Power Equipment Operator		
BACKHOE.....	\$ 23.20	12.40
BULLDOZER.....	\$ 23.20	12.40
CHERRY PICKER.....	\$ 23.20	12.40
CRANE.....	\$ 23.20	12.40
FORKLIFT		

When used for masonry  
construction,

firebrick excluded.....	\$ 20.46	12.40
OILER.....	\$ 19.69	12.40
PAVER.....	\$ 23.20	12.40
ROLLER		

Bituminous.....	\$ 23.20	12.40
ROLLER		

Earth.....	\$ 19.69	12.40
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ROLLER

Rock.....	\$ 20.46	12.40
TRACKHOE.....	\$ 23.20	12.40

CRANE WITH BOOM 150 FEET AND OVER, INCLUDING JIB, SHALL RECEIVE \$1.00 ABOVE GROUP 1; 225 FEET AND OVER, INCLUDING JIB, SHALL RECEIVE \$1.50 ABOVE GROUP 1.

CRANE USING PILING LEADS SHALL RECEIVE \$1.00 ABOVE GROUP 1 REGARDLESS OF BOOM LENGTH

HAZARDOUS PAY:

Personal Protective Equipment:

Level A \$1.00 Premium

Level B \$ .75 Premium

Level C \$ .50 Premium

Level D No Premium

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IRON0103-007 08/01/2008

CALDWELL (Northeastern third, including the Township of Creswell)

CRITTENDEN (Northeastern half, including Townships of Grove, Mattoon, Repton, Shady Grove & Tribune)

MUHLENBERG (Townships of Bavier, Beech Creek Junction, Benton, Brennen, Browder, Central City, Cleaton, Depoy, Drakesboro, Eunis, Graham, Hillside, Luzerne, Lynn City, Martwick, McNary, Millport, Moorman, Nelson, Paradise, Powderly, South Carrollton, Tarina & Weir)

HOPKINS, MCLEAN, UNION & WEBSTER COUNTIES:

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 24.75	14.225

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IRON0492-002 05/01/2008

MUHLENBERG (Southern eighth, including Townships of Dunnior, Penrod & Rosewood) & TODD COUNTIES:

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 21.60	9.45

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IRON0782-001 05/01/2008

CALDWELL COUNTY (Southwestern two-thirds, including the Townships of Cedar Bluff, Cider, Claxton, Cobb, Crowtown, Dulaney, Farmersville, Fredonia, McGowan, Otter Pond & Princeton);

CRITTENDEN COUNTY (Southwestern half, including the Townships of Crayne, Dycusburg, Frances, Marion, Mexico, Midway, Sheridan & Told);

BALLARD, CALLOWAY, CARLISLE, FULTON, GRAVES, HICKMAN, LIVINGSTON, LYON, MARSHALL, MCCracken & TRIGG COUNTIES:

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 23.44	13.98

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LABO0561-003 04/01/2008

CRITTENDEN, UNION & WEBSTER COUNTIES:

	Rates	Fringes
Laborers:		
Hod Carriers.....	\$ 19.59	9.95
Unskilled.....	\$ 19.29	9.95

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LABO1214-001 07/01/2008

BALLARD, CALLOWAY, CARLISLE, FULTON, GRAVES, HICKMAN, LIVINGSTON, LYON, MARSHALL & MCCracken COUNTIES:

	Rates	Fringes
Laborers:		
Hod Carriers.....	\$ 18.55	9.00
Unskilled.....	\$ 18.35	9.00

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LABO1392-003 07/01/2008

CALDWELL, HOPKINS, TODD & TRIGG COUNTIES:

	Rates	Fringes
Laborers:		
Hod Carriers.....	\$ 18.70	8.75
Unskilled.....	\$ 18.50	8.75

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LABO1392-004 07/01/2008

MCLEAN & MUHLENBERG COUNTIES:

	Rates	Fringes
Laborers:		
Hod Carriers.....	\$ 19.70	8.75
Unskilled.....	\$ 19.50	8.75

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PAIN0032-001 05/01/2008

BALLARD COUNTY:

	Rates	Fringes
Painters: (Including Drywall Finishing).....	\$ 24.51	11.68
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PAIN0156-010 04/01/2008		

MCLEAN, MUHLENBERG (Paradise Steam Plant), UNION & WEBSTER  
COUNTIES:

	Rates	Fringes
Painters:		
Drywall Finishers.....	\$ 24.70	10.05
Painters.....	\$ 24.45	10.05
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PAIN0456-002 05/01/2008		

MUHLENBERG & TODD COUNTIES:

	Rates	Fringes
Painters:		
Drywall Finishers.....	\$ 17.55	7.90
Painters.....	\$ 17.05	7.90
-----		
PAIN0500-001 06/01/2008		

CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON, GRAVES,  
HICKMAN, HOPKINS, LIVINGSTON, LYON, MARSHALL, MCCrackEN, &  
TRIGG COUNTIES:

	Rates	Fringes
Painters: (Including Drywall Finishing).....	\$ 18.50	9.55
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PLAS0135-001 07/01/2008		

BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON,  
GRAVES, HICKMAN, LIVINGSTON, LYON, MARSHALL & MCCrackEN  
COUNTIES:

	Rates	Fringes
Cement Mason/Concrete Finisher...	\$ 21.10	11.40
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PLAS0692-032 04/01/2008		

HOPKINS, MCLEAN, MUHLENBERG, UNION & WEBSTER COUNTIES:

Rates	Fringes
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Cement Mason/Concrete Finisher

Area #566.....\$ 22.75 11.51

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PLUM0184-001 07/01/2008BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON,  
GRAVES, HICKMAN, LIVINGSTON, LYON, MARSHALL, MCCrackEN & TRIGG  
COUNTIES:

Rates Fringes

Plumber and Steamfitter  
(including HVAC pipe).....\$ 28.98 12.55-----  
PLUM0633-003 07/01/2008

HOPKINS, MCLEAN, MUHLENBERG, TODD, UNION &amp; WEBSTER COUNTIES:

Rates Fringes

PLUMBER/PIPEFITTER (including  
HVAC pipe).....\$ 26.92 11.15-----  
SFKY0669-001 01/01/2009

Rates Fringes

SPRINKLER FITTER.....\$ 28.65 14.80

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SHEE0020-007 07/01/2008

UNION &amp; WEBSTER COUNTIES:

Rates Fringes

SHEETMETAL WORKER (Including  
HVAC Duct).....\$ 27.29 14.88-----  
SHEE0110-010 12/01/2006BALLARD, CALLOWAY, CARLISLE, FULTON, GRAVES, HICKMAN, MARSHALL,  
& MCCrackEN COUNTIES:

Rates Fringes

SHEETMETAL WORKER (Including  
HVAC duct).....\$ 27.45 12.23-----  
SHEE0110-011 12/01/2006CALDWELL, CRITTENDEN, HOPKINS, LIVINGSTON, LYON, MCLEAN,  
MUHLENBERG, TODD & TRIGG COUNTIES:

	Rates	Fringes
SHEETMETAL WORKER (Including HVAC Duct).....	\$ 29.20	12.23

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SUKY2001-001 03/26/2001

	Rates	Fringes
PLASTERER.....	\$ 16.63	
Power Equipment Operator		
Grader.....	\$ 16.41	
Loader.....	\$ 11.95	
Roofers:.....	\$ 14.67	.75

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TEAM0215-004 04/01/2008

HOPKINS, MCLEAN, MUHLENBERG, UNION & WEBSTER COUNTIES:

	Rates	Fringes
Truck drivers:		
SEMI-AXLE: All Types.....	\$ 21.515	9.30
SINGLE-AXLE.....	\$ 20.835	9.30
TANDEM.....	\$ 21.295	9.30

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TEAM0236-001 05/01/2008

BALLARD, CALDWELL, CALLOWAY, CARLISLE, CRITTENDEN, FULTON,  
GRAVES, HICKMAN, LIVINGSTON, LYON, MARSHALL, MCCracken, TODD &  
TRIGG COUNTIES:

	Rates	Fringes
Truck drivers:		
Semi-axle & Tandem.....	\$ 19.09	7.08
Single-axle.....	\$ 18.41	7.08

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WELDERS - Receive rate prescribed for craft performing  
operation to which welding is incidental.

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Unlisted classifications needed for work not included within  
the scope of the classifications listed may be added after  
award only as provided in the labor standards contract clauses  
(29CFR 5.5 (a) (1) (ii)).

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In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

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#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative

Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

## **Section L**

**1. The first paragraph, third sentence, of Section L.2(i) is hereby revised as follows:**

FROM:

Pages shall be single sided.

TO:

Pages shall be single sided with the exception of items required in the volume III cost and fee proposal such as existing reports (i.e., financial statements and annual reports) may be double sided pages.

**2. Section L.4(a), first paragraph, third sentence, is hereby revised as follows:**

FROM:

The Offeror shall describe its yearly staffing plans including crew sizes, labor mix, and crew shifts to support the Offeror's planned approach to complete the PWS requirements.

TO:

The Offeror shall describe its yearly staffing plans including crew sizes, labor mix, and crew shifts to support the Offeror's planned approach to complete the PWS requirements for discriminating activities identified in Section L.5.(f).(4).(A).(i).

**3. The second sentence of Section L.4(d)(4) is hereby revised as follows:**

FROM:

The Offeror shall require that the clients return the Past Performance Questionnaire directly to the address identified on Attachment L-5 no later than five (5) weeks after issuance of this solicitation.

TO:

The Offeror shall require that the clients return the Past Performance Questionnaire directly to the address identified on Attachment L-5 no later than six (6) weeks after issuance of this solicitation.

**4. The last sentence of the Section L.5(f)(4)(B) is hereby revised as follows:**

FROM:

The Offeror will not be allowed to change the assigned dollar figures with the exception to apply its proposed mark-up costs (e.g., indirect rates, overhead, G&A), if applicable and applying the base and award fee dollar amounts.

TO:

The Offeror will not be allowed to change the assigned dollar figures with the exception to apply its proposed mark-up costs (e.g., G&A, Corporate Home Office Allocation Rate), if applicable, and to apply the base and award fee amounts.

**5. The second sentence of Section L.30 is hereby revised as follows:**

FROM:

All questions must be submitted within 30 calendar days of the release of the RFP.

TO:

All questions must be submitted not later than 30 calendar days prior to the proposal due date.